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Attorneys for Plaintiff Canyon Flats III, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

CANYON FLATS III, LLC,
Plaintiff,

vs.

SPIRE CONSTRUCTION, LLC,
Defendant.

CASE NO.: 3:20-cv-00602-RCJ-CLB

**ORDER GRANTING STIPULATION TO
REMAND REMOVED ACTION TO
STATE COURT**

Pursuant to LR IA 6-2 and LR 7-1, Plaintiff Canyon Flats III, LLC (“Canyon Flats”) and Defendant Spire Construction, LLC (“Spire”) (collectively, “Parties”), by and through their undersigned counsel, stipulate as follows:

1. On October 20, 2020, Canyon Flats commenced this action in the Second Judicial District Court of Nevada, Case No. CV20-01679. *See* ECF No. 1-1.

2. Spire filed its Notice of Removal on October 26, 2020. ECF No. 1.

3. Canyon Flats filed a Motion to Remand on November 24, 2020, ECF No. 15, and Spire filed its Response to Canyon Flats’ Motion to Remand on November 25, 2020, ECF No. 17. In its Response, Spire objects to Canyon Flats’ request for fees and costs, but does not

oppose remand. Canyon Flats' reply is currently due to be filed by December 2, 2020.

4. The Parties agree that this action should be remanded as set forth in the briefing, and Canyon Flats agrees to and hereby does withdraw its request for fees and costs as set forth in the Motion to Remand.

5. Accordingly, and in the interest of preserving resources and judicial economy, the Parties stipulate and respectfully request that the action be remanded to state court where it originated, with each party bearing its own attorneys' fees and costs incurred as a result of the removal, which renders the Motion to Remand (ECF No. 15) MOOT.

DATED: November 30, 2020.

WOODS ROGERS PLC

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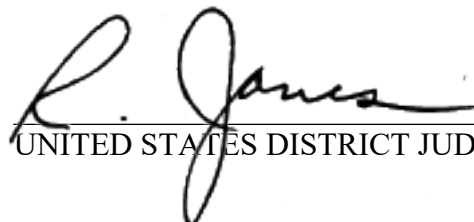
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Attorneys for Defendant Spire Construction, LLC

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE

DATED: December 3, 2020